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Dated: November 15, 2004 Signature:   
(Thomas J. Wrona)

Docket No.: 27373/36638A  
(PATENT)

JP/1635  
JTE

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:   
Ralph Weichselbaum et al.

Application No.: 09/964,042

Art Unit: 1635

Filed: September 26, 2001

Examiner: J. E. Angell

For: TREATMENT OF TUMORS WITH  
GENETICALLY ENGINEERED HERPES  
VIRUS

**AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

This paper is filed in response to the non-final Office Action dated June 15, 2004. This response is timely filed by virtue of a simultaneously filed petition for two-month extension of time extending the due date for response until November 15, 2004, along with the requisite fee therefor.

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.